

# **Report to Development Permit Panel**

To: Development Permit Panel

Date: July 28, 2016

From: Wayne Craig

Re:

File: DV 15-718208

Director of Development

Application by James and Sonal Leung for a Development Variance Permit at

11400 Kingfisher Drive

#### Staff Recommendation

That a Development Variance Permit be issued that would vary the maximum lot coverage permitted under "Land Use Contract (006) Bylaw No. 2938" from 33% to 40% to permit the construction of a new two-storey single detached dwelling at 11400 Kingfisher Drive.

Wayne Craig

Director of Development

CL:blg Att.

## **Staff Report**

#### Origin

James and Sonal Leung have applied to the City of Richmond for permission to vary the maximum lot coverage permitted under "Land Use Contract (006) Bylaw No. 2938" (hereafter referred to as "the LUC") from 33% to 40% to develop a new two-storey single detached dwelling at 11400 Kingfisher Drive (Attachment 1). The subject site currently contains a single detached dwelling, which will be demolished at future development stage. A topographic survey of the subject property is included in Attachment 2.

Although City Council adopted Richmond Zoning Bylaw 8500, Amendment Bylaw 9304 and LUC 006 Early Termination Bylaw No. 9305 on November 24, 2015, to establish the underlying zoning for the subject site and to terminate the LUC, the LUC remains on the land title record until November 24, 2016. For the one-year period, while both the Zoning and the LUC are operative, the provisions of the LUC prevail. Any development proposed at the subject site during the one-year period must be consistent with the LUC, and where it is not, the applicant must seek a Development Variance Permit to vary the provisions of the LUC.

The LUC references the "General Residential District II" zone of Zoning Bylaw No. 1430 (as it existed at the time that the LUC was approved in 1973). Under Bylaw No. 1430, the maximum lot coverage for buildings is 33%, and the maximum building height is three (3) storeys above natural grade.

The applicants are seeking permission to vary the maximum lot coverage requirement under the LUC from 33% to 40% to accommodate the proposed floor area within a two-storey single detached dwelling on the subject site, which will result in a dwelling that is more consistent with the height of existing dwellings in the surrounding neighbourhood.

#### **Development Information**

Please refer to the attached Development Application Data Sheet (Attachment 3) for a comparison of the proposed development data with the relevant LUC requirements.

#### **Surrounding Development**

Development immediately surrounding the subject site is as follows:

- To the north and south, are single detached dwellings on lots governed by LUC 006.
- To the east, fronting Bittern Court, are single detached dwellings on lots governed by LUC 006.
- To the west, immediately across Kingfisher Drive, is Westwind Elementary School and a townhouse complex on lots zoned "School & Institutional Use (SI)" and "Low Density Townhouses (RTL1)", respectively.

#### **Related Policies**

#### Official Community Plan/Steveston Area Plan

The 2041 OCP's Land Use Designation for the subject site is "Neighbourhood Residential". The Steveston Area Plan's Land Use Designation for the subject site is "Single-Family". This proposal is consistent with these land use designations.

#### **Staff Comments**

The proposed development plans attached to this report (Plan # 1 to Plan # 3.d.) have satisfactorily addressed the planning and design issues identified as part of the review of this Development Variance Permit application. In addition, the proposal complies with the applicable policies contained within the Official Community Plan (OCP), and would comply with all aspects of LUC 006 with the exception of the lot coverage variance requested.

## Land Use Contract Compliance/Variances (staff comments in bold)

The applicants have requested to vary the maximum lot coverage permitted under "Land Use Contract (006) Bylaw No. 2938" from 33% to 40% to permit the construction of a new two-storey single detached dwelling at 11400 Kingfisher Drive.

Staff recommends support for the proposed variance to the Land Use Contract to increase the permitted lot coverage from 33% to 40% for the following reasons:

a) The proposal is an acceptable option to enable the construction of a single detached dwelling that is lower in height than what is permitted under the LUC for the subject site and that is instead consistent with the height of dwellings constructed under the "Single Detached (RS1/E)" zone, which are limited to a maximum of 2 ½ storeys. The table below provides a comparison of the relevant requirements of the LUC, underlying RS1/E zoning, and the proposal at the subject site.

Requirement	Proposed Dwelling	LUC 006	RS1/E Zoning
Principal Dwelling Size:	394.5 m <sup>2</sup> (4,246 ft <sup>2</sup> ) (includes garage & covered porches)	Max. 478.27 m² (5,148 fi²) (includes garage & covered porches)	Max. 337.17 m <sup>2</sup> (3,629 ft <sup>2</sup> ) (includes garage & covered porches)
Lot Coverage (Buildings):	39.57%	Max. 33%	Max. 45%
Building Height:	2 storeys (7.5 m from average finished site grade to top of roof)	Max. 3 storeys above natural grade	Max. 2 ½ storeys (9.0 m from average finished site grade to top of roof)

b) Staff worked with the applicant to achieve architectural and landscape designs that respond to the objectives contained within the OCP to design development that provides visual interest, breaks down the massing through the use of varied materials and colours, and remains sensitive to the existing adjacent single-family housing context.

- c) The proposal results in a smaller floor area than what is permitted under the LUC for the subject site, and is more consistent in size with what would be permitted for new dwellings in the underlying Single Detached (RS1/E) zoning.
- d) The applicant has provided a list of names and addresses of neighbouring property owners who have reviewed the proposed plans and who are in support of the application (Attachment 4).
- e) Discharging the LUC is not requested by the applicant at this time.

#### **Analysis**

# Conditions of Adjacency

- The subject site is bordered to the west by the City road allowance for Kingfisher Drive (consisting of the pavement width, curb, gutter, sidewalk and boulevard) which measures approximately 20 m in width. This provides an adequate separation between the proposed new dwelling and the properties to the west.
- An existing 3.0 m wide statutory right-of-way for utilities along the north property line of the subject site enables a greater separation than would normally occur between the proposed new dwelling and the property to the north. The proposed new dwelling has also been designed to break up the building mass along that interface by stepping back the east half of the north façade; which results in further separation to the property to the north.
- The standard south side yard and rear yard setbacks are proposed, consistent with those of existing dwellings on lots to the east and south. The proposed new dwelling has also been designed to break up the building mass on these interfaces through articulation of building facades.
- Furthermore, the proposed new dwelling has been designed to minimize overlook onto adjacent properties.

# Site Planning, Urban Design, and Architectural Form & Character (Plan # 1 to Plan # 3.d.)

- The siting of the proposed dwelling is relatively consistent with that of the existing dwelling on the property, and complies with the minimum setbacks under the LUC.
- The development proposal includes an adequately sized private outdoor space and patio in the rear yard off the kitchen/living area on the main floor.
- The proposed vehicle access to the subject site is from a driveway that will be located in the middle of the lot frontage on Kingfisher Drive. The proposed pedestrian access to the subject site is from a pathway leading from the sidewalk on Kingfisher Drive to the front porch and main entrance of the dwelling.
- The design of the street front elevation of the dwelling includes adequate articulation, clear definition of each storey, as well as a variety of exterior cladding materials and window openings to provide for visual interest and to maintain a pedestrian scale (e.g. fibre cement panels, wide horizontal cedar-motif aluminum siding, porcelain tile).
- Although the proposed dwelling design is contemporary in style, its design incorporates universal elements to relate to its surrounding context, such as a varied material and colour palette to break up the building into smaller components and a covered main entry.

## Tree Protection & Landscaping

- A Landscape Plan, prepared by a Registered Landscape Architect, has been submitted by the applicant, which addresses proposed tree retention, tree planting, and landscape design (Plan # 2).
- All on-site and off-site trees in close proximity to shared property lines are proposed to be retained with the proposed new construction of the dwelling at the subject site.
- The Landscape Plan shows the location of required tree protection fencing trees to be retained, and illustrates that two (2) additional trees are proposed to be planted and maintained on the subject property in the front yard (i.e. Bloodgood Japanese Maple, and Satomi Chinese Dogwood).
- Prior to demolition of the existing dwelling on the subject lot, the applicants are required to
  install tree protection fencing to City standard around all trees to be protected, in accordance
  with the City's Tree Protection Information Bulletin (TREE-03). Tree protection fencing
  must remain in place until construction and landscaping of the proposed dwelling on the
  subject site is completed.
- Additional landscaping, including a variety of shrubs, grasses, groundcovers, concrete
  paving, and permeable river rock, is also illustrated in the Landscape Plan (i.e., Flowering
  Heather, Blue Oat Grass, English Lavender, Goldflame Spiraea, Hicks Yew hedging, and
  Japanese Spurge).
- There is no fencing proposed in the front yard along Kingfisher Drive. The existing wood privacy fence (6 ft.) along the south property line is proposed to be retained, while a new wood privacy fence (6 ft.) is proposed to be constructed along the north and east property lines. New wood gates are also proposed at the entrance to both side yards.
- In order to ensure that the new trees are planted, that the existing trees are protected, and that the proposed landscaping work is undertaken, the applicant is required to submit a Landscaping Security in the amount of \$22,900 (based on 100% of the cost estimate provided by the Landscape Architect) prior to this application being forwarded to Council for approval.

#### Conclusions

The applicants have requested to vary the maximum lot coverage permitted under "Land Use Contract (006) Bylaw No. 2938" from 33% to 40% to permit the construction of a new two-storey single detached dwelling at 11400 Kingfisher Drive.

The proposed development complies with applicable policies contained within the OCP and Area Plan, and would comply with all aspects of the Land Use Contract, with the exception of the variance discussed.

The applicants have addressed the planning and design issues identified as part of the application review, and staff feels that the proposal is the preferred development option for this site in terms of maintaining a building height and size that is consistent with the character of existing single detached dwellings in the immediate surrounding neighbourhood. On this basis, staff recommends support for the application.

Cynthia Lussier Planner 1 (604-276-4108)

CL:blg

Attachment 1: Location Map/Aerial Photo

Attachment 2: Topographic Survey

Attachment 3: Development Application Data Sheet

Attachment 4: List of neighbouring property owners who support the proposal

The following are to be met prior to forwarding this application to Council for approval:

1. Submission of a Landscaping Security in the amount of \$22,900 (based on 100% of the cost estimate provided by the Landscape Architect, including trees, all soft and hard landscape material, and a 10% contingency) to ensure that the new trees are planted and maintained and that the proposed landscaping work is undertaken.

Prior to demolition of the existing dwelling on the subject site, the following is required:

• Installation of tree protection fencing on-site to City standard around all trees to be protected (on and off-site) in accordance with the City's Tree Protection Information Bulleting (TREE-03). Tree protection fencing must remain in place until construction and landscaping on the subject site is completed.

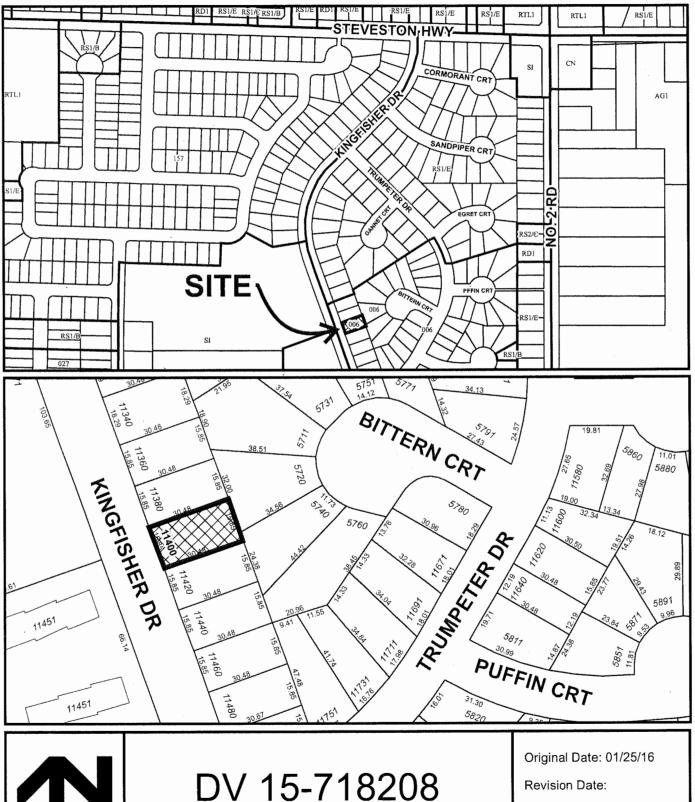
At future Building Permit stage, the following is required:

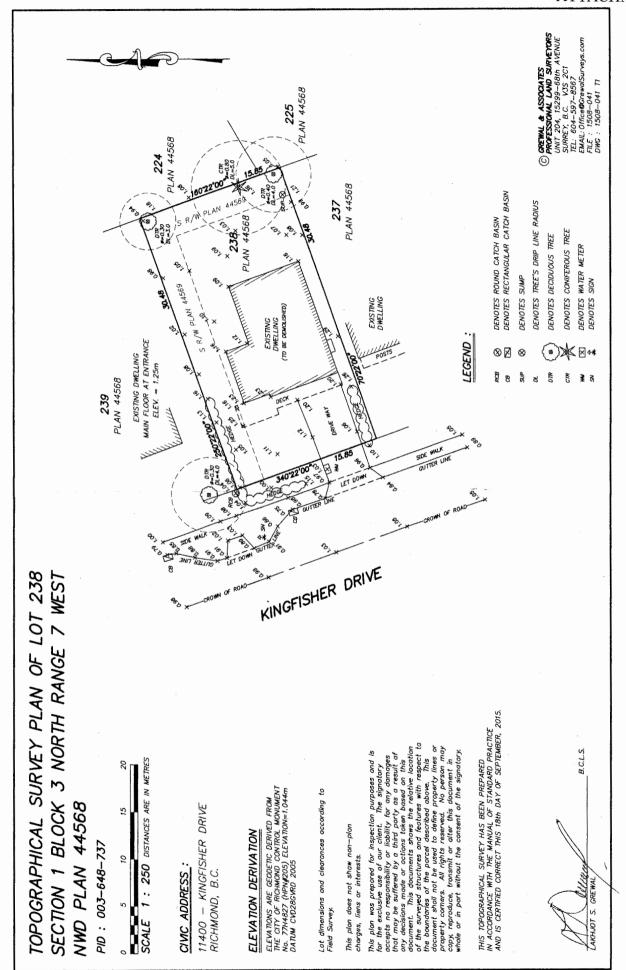
- Submit Building Permit plans that are consistent with Plans # 1 to # 3.d.
- Obtain a Building Permit for any construction hoarding associated with the proposed development. If
  construction hoarding is required to temporarily occupy a street, or any part thereof, or occupy the air space
  above a street or any part thereof, additional City approvals and associated fees may be required as part of
  the Building Permit. For further information on the Building Permit, please contact Building Approvals
  Department at 604-276-4285.
- Submission of a Construction Traffic and Parking Management Plan to the satisfaction of the City's Transportation Department, if applicable (<a href="http://www.richmond.ca/services/ttp/special.htm">http://www.richmond.ca/services/ttp/special.htm</a>).

Revision Date:

Note: Dimensions are in METRES









# **Development Application Data Sheet**

Development Applications Division

DV 15-718	8208		Attachment 3
Address:	11400 Kingfisher Drive		
Applicant:	James and Sonal Leung	Owner:	James and Sonal Leung

Planning Area(s): Steveston

	Existing	Proposed
Site Area:	483.10 m <sup>2</sup>	No change
Land Uses:	Single detached dwelling	Single detached dwelling
OCP Designation:	Neighbourhood Residential	No change
Area Plan Land Use Designation:	Single-Family	No change
Zoning:	Existing: Land Use Contract (006) Bylaw No. 2938 (termination effective November 24, 2016); Underlying: Single Detached (RS1/E)	No change

	Permitted	Proposed	Variance
Floor Area Ratio:	N/A	N/A	none permitted
Principal Dwelling Size (including garage and covered porch):	Max. 478.27 m <sup>2</sup> (5,148 ft <sup>2</sup> )	394.5 m <sup>2</sup> (4,246 ft <sup>2</sup> )	none
Lot Coverage:	Max. 33% 159.42 m <sup>2</sup> (1,716 ft <sup>2</sup> )	39.57% 191.18 m² (2,058 ft²)	Variance requested to increase lot coverage from 33% to 40%
Setback – Front Yard:	Min. 6.0 m	6.0 m	none
Setback – Side Yard:	Min. 1.2 m	North: 3.0 m South: 1.2 m	none
Setback – Rear Yard:	Min. 6.0 m	6.0 m	none
Building Height (m):	Max. 3 storeys above natural grade	2 storeys (7.5 m as measured from average finished site grade to top of roof)	none

ature Sheet	ort with the plans as illustrated.  I the building, which is within the	Signature Now harmed	Signature	Signature Signature	Signature	Signature
11400 Kingfisher Drive Design Signature Sheet	I have reviewed the house plans of James and Sonal Leung and I am in support with the plans as illustrated. In particular I/we have no issue with the rooflines and the window coverages of the building, which is within the City of Richmond guidelines.	Address 11380 KING FISHER DR. RICHMOND BIC. 17E3X5	11420 KING FISHTR DR RICHMOND B.C. V 785KG	Address STIL BATIERN CONVEY MCAMMOND, B.C. VTEZWG	Address S740 BITTERN COURT. RICHMOND BC	Address
Support of 1	I have reviewed the house plans In particular I/we have no issue w City of Richmond guidelines.	NITI SHARMA	JAMES HOWCROST	Name VEUN VEVINOUS	CRAIG TEMPAN	Name



# **Development Variance Permit**

No. DV 15-718208

To the Holder:

JAMES AND SONAL LEUNG

Property Address:

11400 KINGFISHER DRIVE

Address:

C/O 5571 FRANCIS ROAD RICHMOND, BC V7C 1K2

- 1. This Development Variance Permit is issued subject to compliance with all of the Bylaws of the City applicable thereto, except as specifically varied by this Permit.
- 2. This Development Variance Permit applies to and only to those lands shown cross-hatched on the attached Schedule "A" and any and all buildings, structures and other development thereon.
- 3. The "Land Use Contract (006) Bylaw No. 2938" is hereby varied to increase the maximum lot coverage from 33% to 40%.
- 4. The land described herein, and any buildings, structures, off-street parking facilities, landscaping and screening shall be developed generally in accordance with the terms, conditions, and provisions of this Permit and any plans and specifications attached to this Permit which shall form a part hereof (Plans # 1 to # 3.d.).
- 5. Sanitary sewers, water, drainage, highways, street lighting, underground wiring, and sidewalks, shall be provided as required.
- 6. As a condition of the issuance of this Permit, the City is holding the security in the amount of \$22,900.00 to ensure that development is carried out in accordance with the terms and conditions of this Permit. Should any interest be earned upon the security, it shall accrue to the Holder if the security is returned. The condition of the posting of the security is that should the Holder fail to carry out the development hereby authorized, according to the terms and conditions of this Permit within the time provided, the City may use the security to carry out the work by its servants, agents or contractors, and any surplus shall be paid over to the Holder. Should the Holder carry out the development permitted by this permit within the time set out herein, the security shall be returned to the Holder. The City may retain the security for up to one year after inspection of the completed landscaping in order to ensure that plant material has survived.
- 7. If the Holder does not commence the construction permitted by this Permit within 24 months of the date of this Permit, this Permit shall lapse and the security shall be returned in full.

This Permit is not a Building Permit.

# Development Variance Permit No. DV 15-718208

To the Holder:	JAMES AND SO	ONAL LEUNG	
Property Address:	11400 KINGFIS	SHER DRIVE	
Address:	C/O 5571 FRAN RICHMOND, BO		
AUTHORIZING RESOLUDAY OF ,	UTION NO.	ISSUED BY THE COUNCIL THE	į.
DELIVERED THIS	DAY OF	,	
MAYOR			



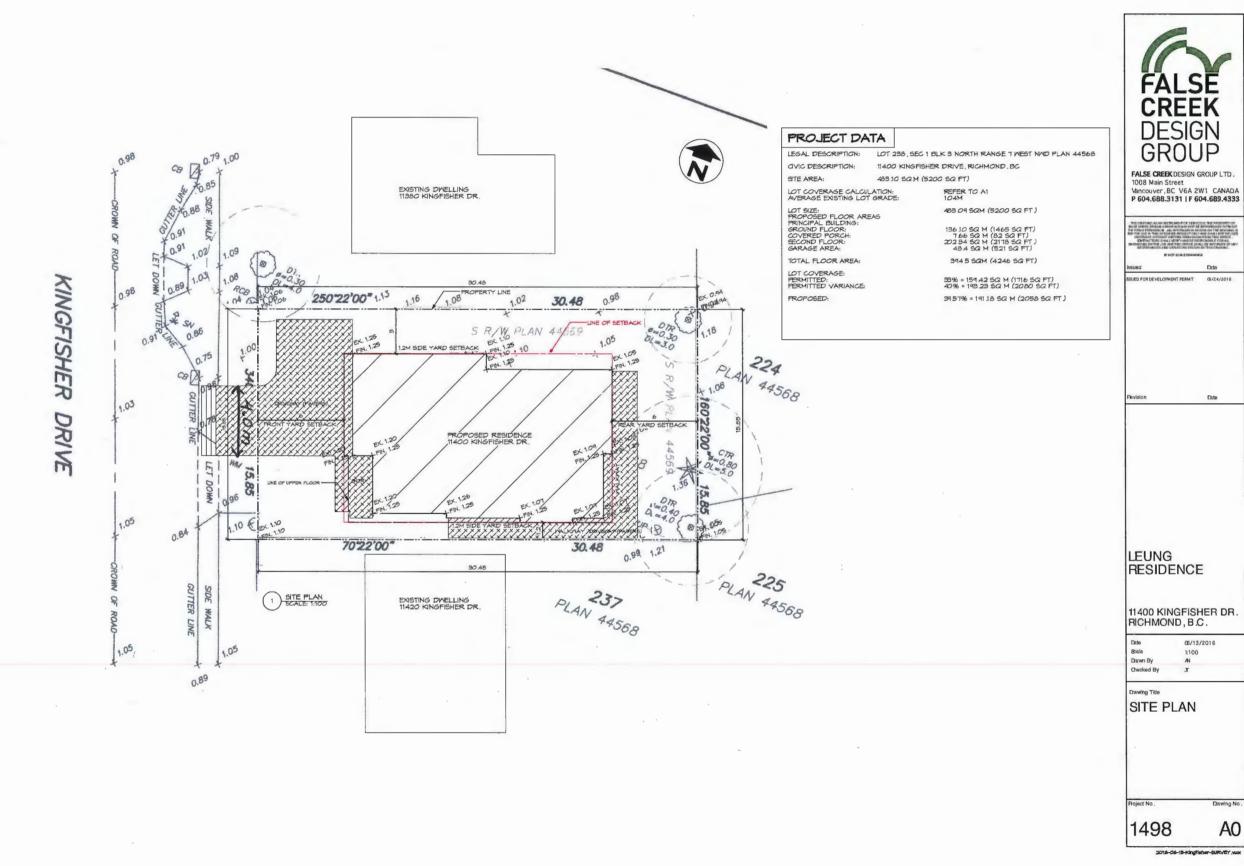




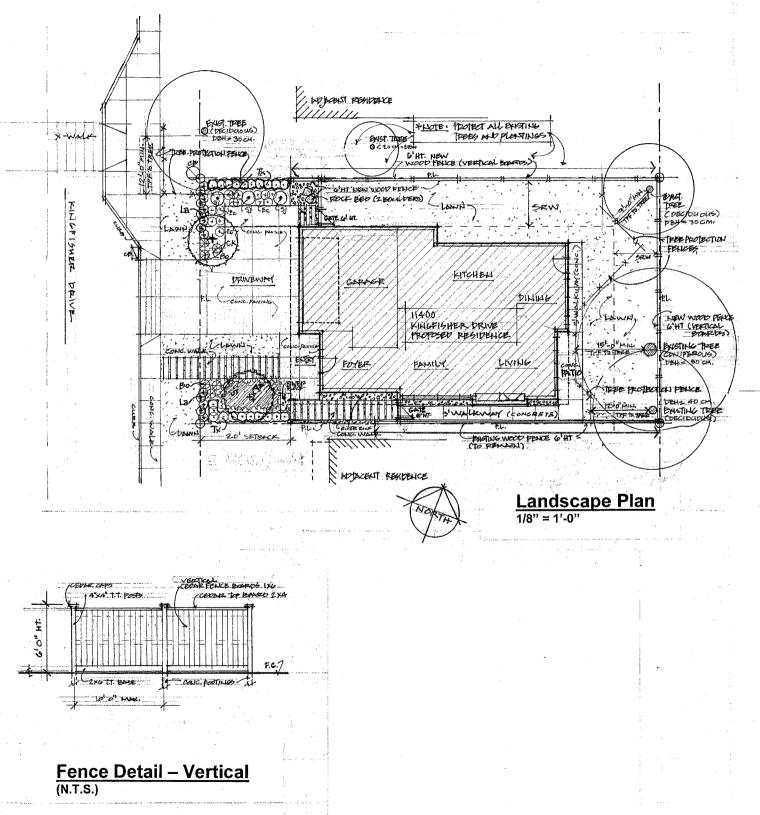
DV 15-718208 SCHEDULE "A" Original Date: 01/22/16

Revision Date:

Note: Dimensions are in METRES



DV 15-718208 PLAN#1



PLANT LIST

Key	Scientific Name	Common Name	Qty	Size / Notes
	TREES:	+	<u> </u>	
AP	Acer palmatum 'Bloodgood'	Bloodgood Japanese Maple	1	8 cm cal; B&B Multi-stem / speciman
CK	Comus kousa var. chinensis 'Satomi'	Satomi Chinese Dogwood	1	6 cm cal; B&B standard
	SHRUBS & GRASSES	-		
Ec	Erica carnea 'Springwood White'	White Winter Flowering Heather	15	#2 pot
Во	Helictotrichon sempervirens	Blue Oat Grass	6	#2 pot; 45cm o.c.
La	Lavandula angustifolia 'Hidcote'	English Lavender	15	#2 pot
Sj	Spiraea bumalda 'Goldflame'	Goldflame Spiraea	3	#2 pot
Tx	Taxus x media 'Hicksii'	Hicks Yew Hedge	21	1.2M ht; B&B
	VINES & GROUNDCOVERS:			
js	Pachysandra terminalis	Japanese Spurge	75	10cm pot; 30cm o.c.

LIVE PLANTS AREA CALCULATION

Total Site Area	5,200 sq. ft.
Total Olio / Hou	V,200 041 11.
Total Hard Surfaces Proposed (incl. house, driveway, walkways, patios)	3,315 sq. ft.
Total Live Plants Area Proposed	1,885 sq. ft. = 36 %
Minimum Allowable Live Plants Area	30% = 1,560 sq. ft.

F	EVISIONS:	*
<b>(</b> .:	25 JULY 2016	
2.	27 July 2016	CITY REVIEW / DPP
Γ		

### **PROJECT NOTES**

•	Locate all underground and overhead utilities on site prior to start of	

Retain and protect all existing trees to remain on this site and as properties during construction (to City of Richmond standards).

PLANTING AREAS:

PAVING AKEAS:

Concrete paving areas for driveway, walkways, and patio to be cast in place concrete – natural colour with broom finish.

Concrete walkway stabs to be approved precast slabs; or CIP concret slabs 12" wide x 46" long with 4" spacing between slabs.

RIVER ROCK BORDERS:

RIVER ROCK BORDERS:

River rock areas to be 1 1/2" - 3" diameter smooth, round, river stone t approval, Install 6" deep on approved weed barrier fabric. Install T.T. wood edgers (2"x6") as required - to approval.

Landscape boulders to be 30"- 36" diameter, rounded local granite on - no sharp edges or split faces; place 1/3 to 1/2 mass below grade.

FENCES:

FILE# DV15-718208

CONTACT INFORMATION: K.R. ROSS & ASSOCIATES Landscape Architecture Urban Design & Planning



**LEUNG RESIDENCE** 

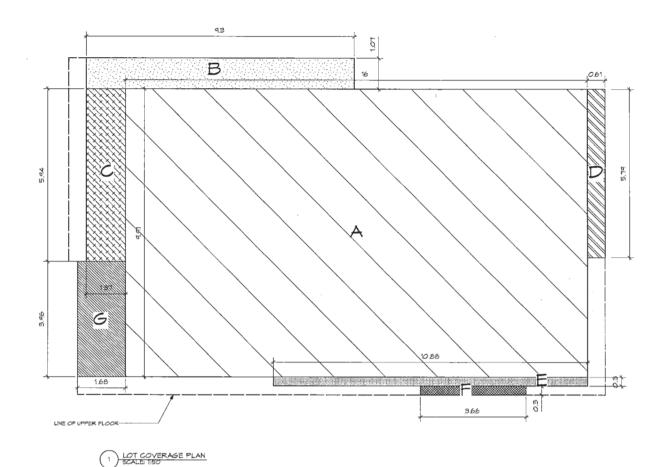
11400 KINGFISHER DRIVE Richmond, B.C.

LANDSCAPE PLAN

DRAWN C+ 35 Shows ZOIL JAHE ZI

DV 15-718208

PLAN #2



Α	16M X 9.91M	158 56 SQM
В	MEP X MTQ1	9.95 SQM
C	197M X 5.94M	8.14 SQM
D	5.79M X 0.61M	353 SQM
E	10 88M X 03M	326 SQM
F	366M X 03M	109 5QM
G	3,96M X 1.68M	665 SQM

2 WEST ELEVATION - RENDERING SCALE 150



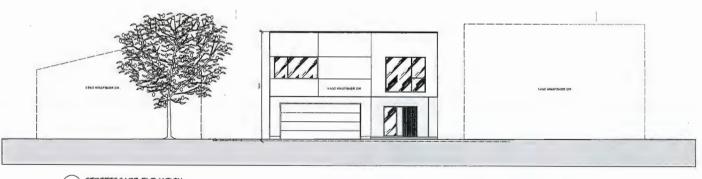
[]V 15-718208 PLAN # 3.a.





2 EXISTING STREETSCAPE IMAGE

1 AERIAL PLAN

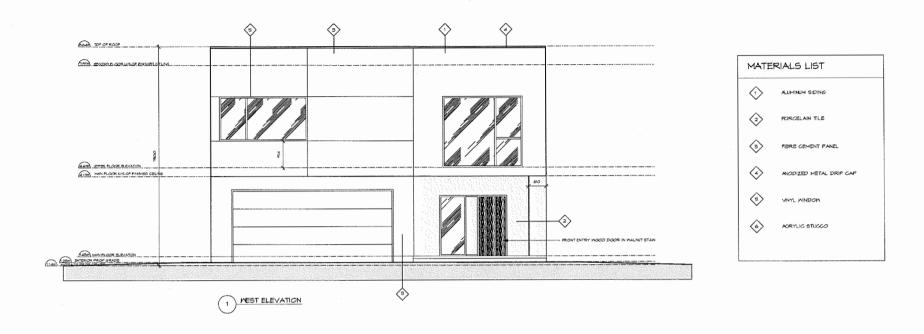


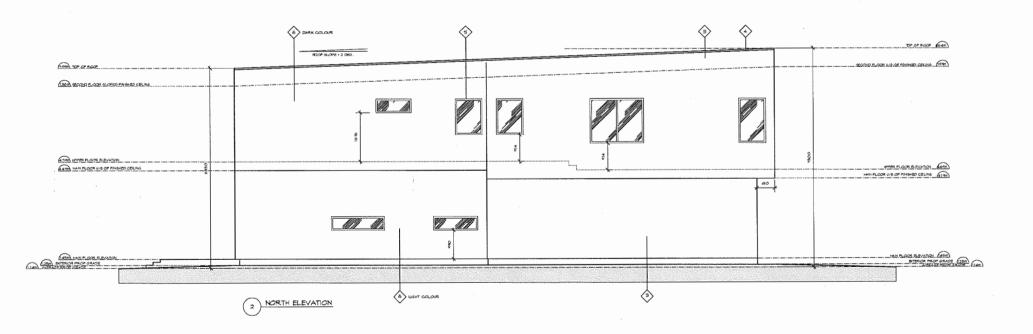
3 STREETSCAPE ELEVATION SCALE: 1:100

DV 15-718208



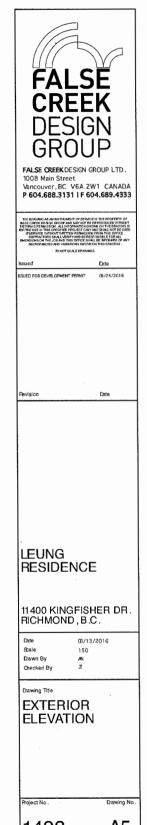
PLAN#3.b.



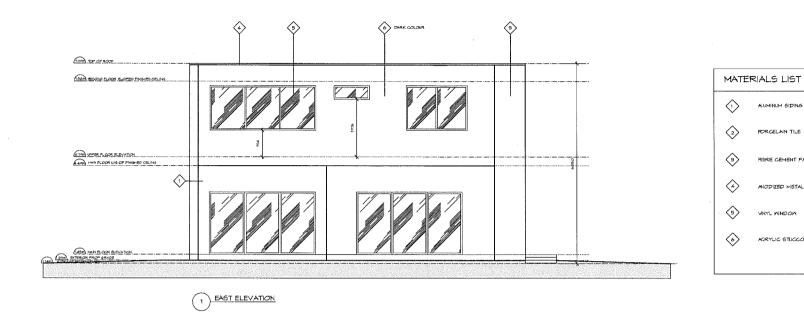


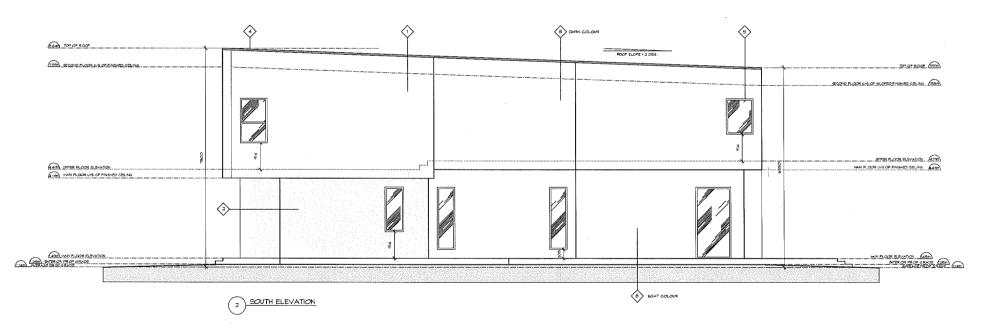
SPATIAL CALCULATIONS
WALL AREA
LIMITING DISTANCE
PERMITTED OPENINGS
PROPOSED OPENINGS
9.08 SQM (7%)
8.50 SQM

DV 15-718208

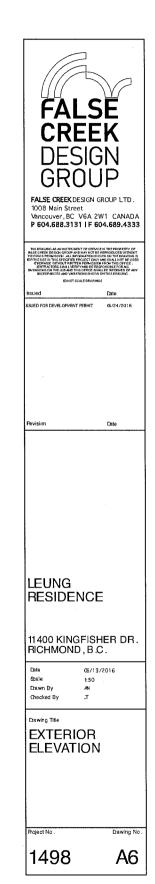


PLAN#3.C





SPATIAL CALCULATIONS
WALL AREA
LIMITING DISTANCE
FERMITTED OPENINGS
PROPOSED OPENINGS
9.08 SQM (7%)
9.04 SQM

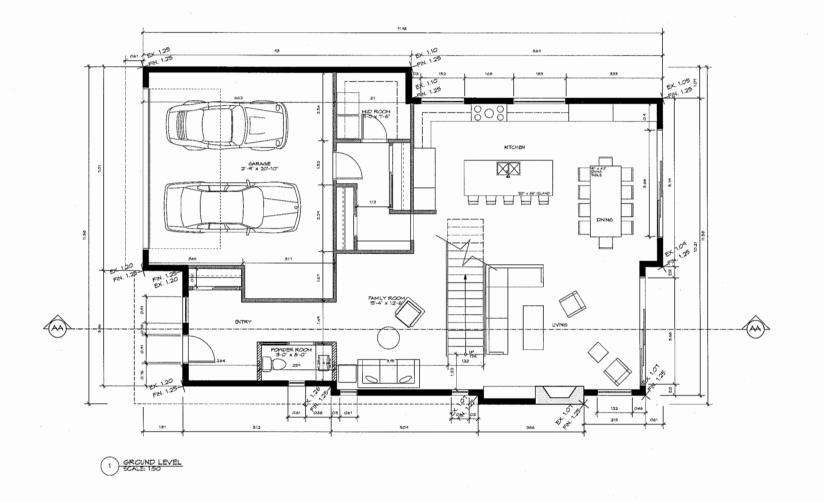


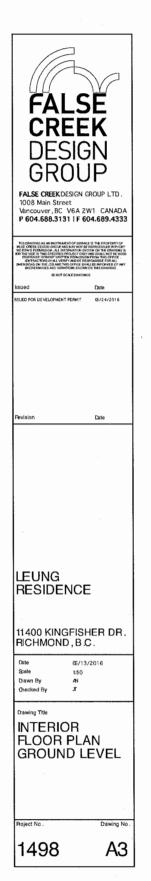
DV 15-718208

ALUMINUM SIDING

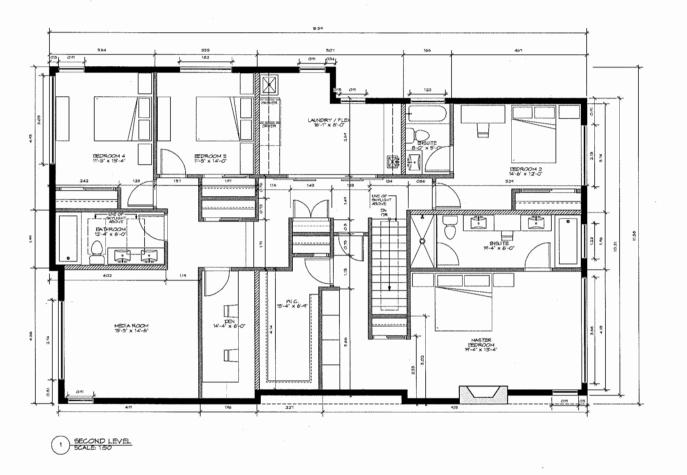
ANODIZED METAL DRIP CAP

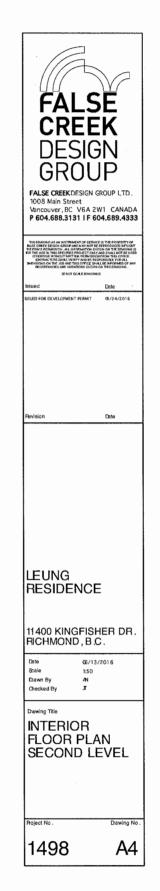
ACRYLIC STUCCO



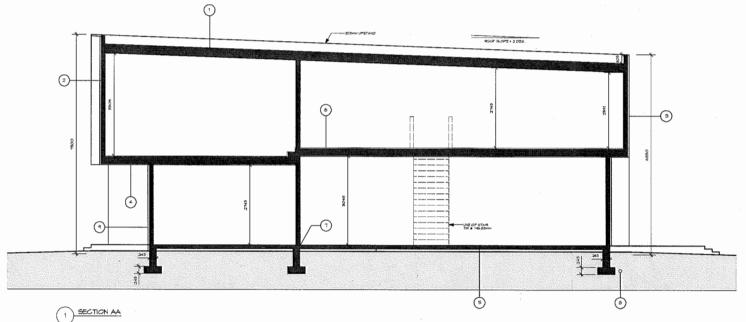


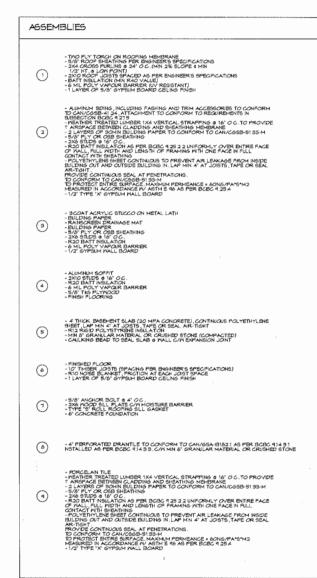
DV 15-718208





DV 15-718208







1008 Main Street Vancouver, BC V6A 2W1 CANADA P 604.688.3131 | F 604.689.4333

LEUNG. RESIDENCE

11400 KINGFISHER DR. RICHMOND, B.C.

Date Stale Drawn By Checked By

Drawing Title SECTION

**DV** 15-718208

REFERENCE PLANS